

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

---

GERALD WALKER,  
also known as Jerard Walker,  
also known as Jacaun Steele,

Petitioner,

No. 02-CV-790

v.

THOMAS RICKS,

Respondent.

---

APPEARANCES:

OF COUNSEL:

GERALD WALKER  
a/k/a Jerard Walker  
a/k/a Jacaun Steele  
Petitioner, Pro Se  
98-A-2082  
Attica, NY 14011

HON. ANDREW M. CUOMO  
OFFICE OF THE ATTORNEY GENERAL  
of the State of New York  
Attorney for Respondent  
The Capitol  
Albany, New York 12224

Risa L. Viglucci, Esq.  
Asst. Attorney General

**FREDERICK J. SCULLIN, JR., S.J.:**

**DECISION AND ORDER**

The above-captioned matter having been presented to me by the Report-Recommendation of Magistrate Judge Victor E. Bianchini filed on May 7, 2007 and the Court having reviewed the Report-Recommendation and the entire file in this matter, and no

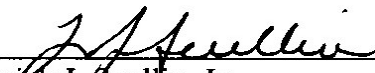
objections to said Report-Recommendation having been filed, it is hereby

**ORDERED**, that the Report-Recommendation of Magistrate Judge Victor E. Bianchini filed May 7, 2007 is **ACCEPTED** in its entirety, for the reasons stated therein, and it is further

**ORDERED**, that petitioner's habeas corpus petition is **DENIED** and **DISMISSED**.

**IT IS SO ORDERED.**

DATED: June 25, 2007  
Syracuse, New York

  
\_\_\_\_\_  
Frederick J. Scullin, Jr.  
Senior United States District Court Judge